

ORDINANCE NO. 91-26

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING ORDINANCE NO. 90-40, TRAFFIC PERFORMANCE STANDARDS ORDINANCE ARTICLE XV - GEOGRAPHIC EXCEPTIONS, TO AMEND THE APPLICATION AND OTHER DEADLINE DATES FOR DOWNTOWN CORE AND COMMUNITY REDEVELOPMENT GEOGRAPHIC AREAS OF EXCEPTION.

WHEREAS, Ordinance No. 90-40 provides that complete applications for Downtown Core & Community Redevelopment Geographic Areas of Exception must be submitted to the Planning Council by July 1, 1991; and

WHEREAS, it has been determined that the July 1, 1991, deadline will not allow the use of the most current data for the analyses of the traffic impacts; and

WHEREAS, if the July 1, 1991, deadline is extended to August 1, 1991, all other deadlines must be extended accordingly.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Ordinance No. 90-40 is hereby amended as follows:

ARTICLE XV - GEOGRAPHIC EXCEPTIONS:

Section 2 - Downtown Core Geographic Exception:

G. Sufficiency/Review/Recommendation - The Planning Council shall have forty five (45) days within which to review the application for sufficiency and notify the Local Government as to the specific deficiencies and what is necessary to cure such deficiencies. The Local Government shall have thirty (30) days to process the additional information or notify the Planning Council that it is electing to proceed on the application. The application shall be reviewed by all agencies following the application deadline of ~~July 1~~ August 1, 1991. The Planning Council shall make its recommendation to the Board of County Commissioners by ~~November 15~~ December 15, 1991. The Board of County Commissioners shall take ~~final~~ action on the application ~~prior to January 1 of the following year~~ consistent with Florida Statutes, Chapter 163 and Florida Administrative Code Rule 9J-5. The geographic exception plan amendment shall be transmitted to the state land planning



1 agency pursuant to Part II of Chapter 163, Florida Statutes  
2 with the next scheduled set of amendments.

3 J. Application Period - Applications for Downtown Core  
4 GAE's shall be accepted by the Planning Council until ~~July 1,~~  
5 August 1, 1991. Thereafter, applications shall be accepted  
6 between January 1 and July 1 of odd years, beginning 1993.

7 **Section 4 - Community Redevelopment Geographic Exceptions:**

8 E. Who may Apply/Application Period.

9 (1) Only the Local Government within which the  
10 proposed Community Redevelopment GAE is located may apply. (2)  
11 Application Period - Application for Community Redevelopment  
12 GAE's shall be accepted by the Planning Council until ~~July 1,~~  
13 August 1, 1991. Thereafter, applications shall be accepted  
14 between January 1 and June 1 of odd years, beginning 1993.

15 **REPEAL OF LAWS IN CONFLICT:**

16 All local laws and ordinances applying to the  
17 unincorporated area of Palm Beach County in conflict with any  
18 provisions of this Ordinance are hereby repealed.

19 **CODIFICATION:**

20 The provisions of this Ordinance shall become and be  
21 made a part of the Code of Laws and Ordinances of Palm Beach  
22 County, Florida. The Sections of this Ordinance may be  
23 renumbered or relettered to accomplish such, and the words  
24 "ordinance", "article", "section", "subsection", "paragraph"  
25 may be changed to any other appropriate word to accomplish  
26 codification.

27 **APPLICABILITY:**

28 This ordinance amends Article XV - Geographic Exception  
29 as indicated. All other provisions of Ordinance No. 90-40  
30 remain in full force and effect.

31 **SEVERABILITY:**

32 If any section, paragraph, sentence, clause, phrase, or  
33 word of this ordinance is for any reason held by the Court to  
34 be unconstitutional, inoperative or void, such holding shall  
35 not affect the remainder of this ordinance.



**EFFECTIVE DATE:**

The provisions of this Ordinance shall become effective upon receipt of acknowledgement by the Secretary of State.

APPROVED AND ADOPTED by the Board of County Commissioners of Palm Beach County, Florida, on this 9th day of July, 1991.

PALM BEACH COUNTY, FLORIDA, BY  
ITS BOARD OF COUNTY COMMISSIONERS

By [Signature]  
Chairman

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

By [Signature]  
County Attorney

JOHN B. DUNKLE, CLERK  
Board of County Commissioners

By [Signature]  
DEPUTY CLERK

Acknowledgement by the Department of State of the State of Florida, on this, the 18th day of July, 1991.

EFFECTIVE DATE: Acknowledgement from the Department of State received on the 23rd day of July, 1991, at 10:41<sup>a</sup> m., and filed in the Office of the Clerk of the Board of County Commissioners of Palm Beach County, Florida.

STATE OF FLORIDA, COUNTY OF PALM BEACH  
I, JOHN B. DUNKLE, ex-officio Clerk of the  
Board of County Commissioners certify this to  
be a true and correct copy of the original filed in  
my office on 7/29/91  
DATED at West Palm Beach, FL on 7/29/91  
JOHN B. DUNKLE, Clerk  
By: [Signature] D.C.